



Docket No.: 1293.1296

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Young-ran SONG, et al.

Group Art Unit: 2873

Serial No. 10/016,685

Examiner: J. Martinez

Filed: December 17, 2001

For: WEARABLE DISPLAY SYSTEM

**COMMENTS REGARDING STATEMENT OF REASONS FOR ALLOWANCE**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Statements of Reasons for Allowance were forwarded in the Notices of Allowability mailed November 3, 2004 and June 17, 2003, and the Office Action mailed June 25, 2004.

MPEP §1302.14 states, in part:

Where specific reasons are recorded by the examiner, care must be taken to ensure that statements of reasons for allowance (or indication of allowable subject matter) are accurate, precise and do not place unwarranted interpretations, whether broad or narrow upon the claims. The examiner should keep in mind the possible misinterpretations of his or her statement that may be made and its possible estoppel effects.

The Examiner characterizes certain features of identified claims. However, it is submitted that not all of the features listed by the Examiner are recited in all of the identified claims.

By way of example, the Examiner's Reasons indicate that claim 7 recites "specifically" at least one shutter. However, independent claim 7 does not recite the term "specifically." The Examiner's Reasons also indicate that independent claim 7 recites a plurality of gratings "for diffraction." However, claim 7 recites a plurality of gratings "to diffract." The discrepancies between the Examiner's Reasons and the recited claims are not limited to those specifically listed herein.

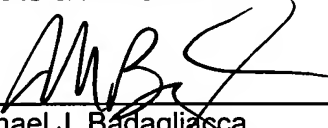
It is further submitted that the claims speak for themselves and should not be interpreted based on the Examiner's characterizations of same. It is also submitted that the claims provide their own best evidence as to the reasons for allowance.

In summary, it is submitted that the Examiner's Statement "raises possible misinterpretations... and possible estoppel effects" (M.P.E.P. §1302.14) and is therefore improper.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 2-3-05

By:   
Michael J. Badagliasca  
Registration No. 89,099

1201 New York Ave, N.W., Suite 700  
Washington, D.C. 20005  
Telephone: (202) 434-1500